

This Section for DOGM Use:

Assigned DOGM File No.: S 1013 1012

DOGM Lead: Paul Baker

Permit Fee \$ 150.00 Ck # _____

exp on exp 7/12/07

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

1594 West North Temple Suite 1210
Box 145801

Salt Lake City, Utah 84114-5801

Telephone: (801) 538-5291 Fax: (801) 359-3940

Task ID# 1802

RECEIVED
APR 23 2007
DIV. OF OIL, GAS & MINING

NOTICE OF INTENTION TO COMMENCE SMALL MINING OPERATIONS

The informational requirements of this form are based on provisions of the Mined Land Reclamation Act, Title 40-8, Utah Code Annotated 1987, and the General Rules as promulgated under the Utah Minerals Regulatory Program.

"Small Mining Operations" means mining operations which disturb five or less surface acres at any given time.

I. GENERAL INFORMATION (Rule R647-3-104)

1. Name of Mine: Golden Phoenix
2. Name of Entity Applying for Permit: Golden Phoenix Mining & Development LLC
Contact (Authorized Officer): Linda Muir
Address: 32 E. Dorado Pl.
City, State, Zip: West Jordan UT 84088
Phone: 801-566-0823 Fax: _____
E-mail Address: LMUIR500@MSN.COM

Entity is a: Corporation () LLC (☒) Sole Proprietorship (dba) ()
Partnership () General _____ or _____ limited
Individual () Other () – specify type: _____

Entity must be registered (and maintain registration) with the State of Utah, Division of Corporations www.commerce.utah.gov.

Are you currently registered to do business in the State of Utah? ☐ Yes ☐ No

Entity # 2003580-0160

Local Business License # _____
Issued by: County _____ or City _____

Registered Utah Agent (as identified with the Utah Department of Commerce):

Name: Golden Phoenix Mining & Development LLC Linda Muir
Address: 32 E. Dorado Pl.
City, State, Zip: West Jordan UT 84088
Phone: 801-566-0823 Fax: _____
E-mail Address: LMUIR500@MSN.COM

APPROVED

JUL 17 2007

DIV. OIL GAS & MINING

3. **Entities Representative (if different from #2)**

Name: _____
Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
E-mail Address: _____

4. **If Partnership or Sole Proprietor:**

Name of 1st partner / Sole Proprietor:

Name _____
Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
E-mail Address: _____

If Partnership:

Name of 2nd Partner:

Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
E-mail Address: _____

If Corporation:

Name of Officers: _____ Title: _____
_____ Title: _____
_____ Title: _____
_____ Title: _____

If Limited Liability Company: Member Managed ☒ Manager Managed ☐

Name of 1st Member/Manager: Linda J Muir

Address: 32 E. Dando Place
City, State, Zip: Wynona UT 84088
Phone: 801-566-8823 Fax: _____
E-mail Address: LMUIR52@MSN.COM

Name of 2nd Member/Manager: Brent Stuber

Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
E-mail Address: _____

Name of 3rd Member/Manager: Mark Muir

Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
E-mail Address: _____

APPROVED

JUL 17 2007

DIV. OIL GAS & MINING

5. **Ownership of Land Surface:**

Private (Fee) ☐ Public Domain (BLM) ☐ National Forest (USFS) ☒
State Trust Land/School Sections ☐ State Sovereign Lands ☐
Other (please describe): _____

Name _____ Address _____
Name _____ Address _____
Name _____ Address _____
Name _____ Address _____

6. **Ownership of Minerals:**

Private (Fee) ☐ Public Domain (BLM) ☒ National Forest (USFS) ☒
State Trust Land/School Sections ☐ State Sovereign Lands ☐
Other (please describe): _____

Name _____ Address _____
Name _____ Address _____
Name _____ Address _____
Name _____ Address _____

BLM Lease or Project File Number(s) and/or USFS assigned Project Number(s): 2810, 2840

BLM Claim Numbers ~~286 353~~ 286 353 - 286 376

Utah State Lease Number(s): _____

Name of Lessee(s): _____

7. **Have the above surface and mineral owners been notified in writing?**

Yes ☒ No ☐

If no, why not? _____

*Please be advised that if State Trust Lands are involved, notification to the Division of Oil, Gas and Mining alone does not satisfy the notification requirements of Mineral Leases upon State Trust Lands. Exploration or mining activity on State Trust Lands requires a minimum of 60 days notice to the Trust Lands Administration **prior** to commencing any activities. Please contact the School Institutional Trust Lands Administration (SITLA) at (801) 538-5508 for notification requirements.*

8. **Does the Entity have legal right to enter and conduct mining operations on the land covered by this notice?** Yes ☒ No ☐

APPROVED

JUL 17 2007

DIV. OIL GAS & MINING

II. PROJECT LOCATION & MAP (Rule R647-3-105)

1. **Project Location** (legal description):

County(ies): Duchesne

N8 1/4, of NW 1/4, of _____ 1/4: Section: 26 Township: T3N Range: R2W
 _____ 1/4, of _____ 1/4, of _____ 1/4: Section: 25 Township: _____ Range: _____
 _____ 1/4, of _____ 1/4, of _____ 1/4: Section: 23 Township: _____ Range: _____
 24

UTM East _____ (if known) UTM North _____ (If known)

Name of Quad Map for Location: Rasmussen Ldg Utah Quad Range

2. An accurate topographic base map showing the location of the proposed small mining operation must be submitted with this notice. The areas to be disturbed including access roads, must be plotted in sufficient detail so that they can be located on the ground. It is recommended that the Permittee / Operator also photo document, plot and label any pre-existing disturbances in the immediate vicinity that he is not responsible for.

3. The proposed (5 acre or less) disturbed area boundary (including access/haul roads) **should** be marked in the field ON THE GROUND with metal T-Posts (or with some other marker of equal effectiveness). Markers should be appropriately spaced so that the next marker in either direction is clearly visible with the naked eye.

III. OPERATION PLAN (Rule R647-3-106)

1. **Type of mining:** Surface ☐ Underground ☒

2. Mineral(s) to be mined: Silver, gold

3. Amount of material to be extracted, moved or proposed to be moved: _____

4. Will any water, liquid chemicals, reagents, or other solutions be used, produced or discharged as part of the mining or milling process?

Yes ☐ No ☒ If yes, please describe (add extra pages if needed)

5. Provide a brief description of the proposed mining operation and onsite processing facilities (add extra pages if necessary). _____

Sel little a proposal 7-23 2000 with
Forest Service.

6. ☐ **New Road(s):** Length_____ (ft) Width_____ (ft)

7. ☐ **Improved Road(s):** Length _____ (ft) Width _____ (ft)

APPROVED

JUL 17 2007

Page 4

8. Total project surface acreage to be disturbed: 9.1 (one) (acres) PLEASE SPECIFY EXACT ACREAGE - (this will be used to determine surety bond amount - see #VI).

9. Proposed startup date of project (month, year) 1995

10. Proposed completion date of project, if known (month, year) unknown

IV. OPERATION AND RECLAMATION PRACTICES (Rule R647-3-107, 108 & 109)

The reclamation and operation obligation is to keep the area clean and safe, minimize hazards to public safety, return the land to a useful condition, and reestablish at least 70 percent of the premining vegetative ground cover. To accomplish this, the Permittee / Operator will need to perform reclamation concurrently, or at the completion (within one (1) year) of mining. Please refer to The Practical Guide to Reclamation in Utah, available at www.ogm.ut.gov.

1. Keep the mining operation in a safe, clean, and environmentally stable condition.
2. Permanently seal all shafts and tunnels to prevent unauthorized or accidental entry.
3. Plug drill holes with a five foot cement surface plug. Holes that encounter fluids are to be plugged in the subsurface to prevent aquifer contamination.
4. Construct berms, fences, or barriers, when needed, above highwalls and excavations.
5. Remove, isolate, or neutralize all toxic materials in a manner compatible with federal and state regulations.
6. Remove all waste or debris from stream channels.
7. Dispose of any trash, scrap metal, wood, machinery, and buildings.
8. Conduct mining activities so as to minimize erosion and control sediment.
9. Reclaim all roads that are not part of a permanent transportation system.
10. Stockpile topsoil and suitable overburden prior to mining.
11. Stabilize highwalls by backfilling or rounding to 45 degrees or less, where feasible; reshape the land to near its original contour, and redistribute the topsoil and suitable overburden.
12. Properly prepare seedbed to a depth of six inches by pocking, ripping, discing, or harrowing. Leave the surface rough.
13. Reseed disturbed areas with adaptable species. (The Division recommends a mixture of species of grass, forb, and browse seed, and will provide a specific species list if requested.)
14. Plant the seed with a rangeland or farm drill, or broadcast the seed. Fall is the preferred time to seed.

V. VARIANCE REQUEST (Rule R647-3-110)

Any variance request must be approved in writing by the Division

Yes ☐ No ☒

Any planned deviations from Rules R647-3-107, Operation Practices, R647-3-108, Hole Plugging Requirements, or R647-3-109, Reclamation Practices, as summarized above (see IV. Operation and Reclamation Practices Item # 1-14), should be identified below listing applicable rule number. Give justification for the variance(s) and alternate methods or measure to be utilized. A variance shall be granted if the alternative method or measure proposed will be consistent with the Act.

APPROVED

JUL 17 2007

1st Variance Requested

Item # _____ Applicable Rule # (i.e. R647-3-109.10 (if you did not want trenches & pits reclaimed))
Justification: _____
Alternate methods or measure to be utilized: _____

2nd Variance Requested

Item # _____ Applicable Rule # _____
Justification: _____
Alternate methods or measure to be utilized: _____

3rd Variance Requested

Item # _____ Applicable Rule # _____
Justification: _____
Alternate methods or measure to be utilized: _____

Attach additional page if more variances are requested.

VI. **SURETY** (Act 40-8-7(1)[c])

A reclamation contract and surety must be provided to and approved by the Division prior to commencement of operations.

The Utah Mined Land Reclamation Act (40-8-7 (1)[c] and 40-8-14 provides the authority that all mining operations furnish and maintain reasonable surety to guarantee that the land affected is reclaimed according to accepted *notices* consistent with on-site conditions.

The surety amount is based on the nature, extent and duration of operations. *The surety amounts are based on data from current large mine surety and are used as a general guide, along with actual site conditions.*

Surety for small mines sites will be escalated three (3) years to the future. Contact the Division for dollar amount required for this project.

I have provided or will provide surety in the form of:

- ☐ Certificate of Deposit ☐ Letter of Credit ☐ Surety Bond ☒ Cash (certified funds)
☐ Other _____ (please identify)

VII. **PERMIT FEE** [Mined Land Reclamation Act 40-8-7(1)(i)]

The Utah Mined Land Reclamation Act of 1975 [40-8-7(1)(i)] provides the authority for the assessment of permitting fees. Commencing with the 1998 fiscal year (July 1 - June 30), permit fees are assessed to new and existing notices of intention, and annually thereafter, until the project disturbances are successfully reclaimed by the Permittee / Operator and released by the Division.

APPROVED
JUL 17 2007
DIV. OIL GAS & MINING

Small Mine Notices require a \$150.00 fee which must accompany this application or it cannot be processed by the Division.

*rd July
2006*

NOTICE: The following person(s) are authorized and designated to receive Notices of Violations, Cessation Orders and all other Notices required by the Division to be given to the permittee or operator:

Name: Linda J. Muir
Address: 3251 Dorado Place
City, State, Zip: West Jordan UT 84088
Phone: 801-5660823 Fax: _____
E-mail Address: LMUIR50C@MSN.COM

Name: _____
Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
E-mail Address: _____

VIII. SIGNATURE REQUIREMENT

(Please check the box and place your initials on the line provided)

- LM* ☒ I have enclosed the required permit fee. *rd 2006*
- _____ ☐ I have enclosed a complete Reclamation Contract (Form MR-RC) and the appropriate reclamation surety amount or have made arrangements as to when the surety will be furnished.
- _____ ☐ I understand that I am not authorized to create any surface disturbance until the surety amount is posted and approved in writing from the Division of Oil, Gas and Mining and any other authorized regulatory agency.

CERTIFICATION

I state under penalty of perjury under the laws of the state of Utah and the United States of America that:

- I have read this form and declare the information, statements and/or documentation are true, correct and complete to the best of my knowledge and belief; AND
- I commit to the reclamation of the aforementioned small mining project as required by the Utah Mined Land Reclamation Act (40-8) and the rules as specified by the Board of Oil, Gas and Mining.
- This certification must be executed by an executive officer if the applicant is a corporation; by a partner if applicant is a partnership (general or limited); owner if applicant is a sole proprietorship; member or manager if applicant is a limited liability company.

Signature: *Linda J. Muir* Date: 4-23-2007
Name (typed or printed): Linda J. Muir
Title/Position (if applicable): owner / manager

APPROVED

O:\FORMS\Notices\mr-smo-2005.doc

Form MR-SMO

JUL 17 2007 Page 7

DIV. OIL GAS & MINING

Golden Phoenix Mining & Development
Linda Muir
32 El Dorado Place
West Jordan, UT 840844

July 23, 2000

United States Department of Agriculture
Roosevelt Ranger District
244 W Hwy 40 (333-6)
Roosevelt, UT 84066

Attention: Joseph Bistryski

RE: file 2810, 2840

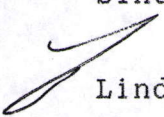
Dear Joe,

Please accept this letter as our updated plan of operations for the 2000. We respectfully submit a proposal for the reclamation of the Pole Creek Sinks area. The area of our claims the corners of claims 1,2,3 and 4. We feel it would be in the best interest of the Forest Service and ourselves to move ahead with reclamation. In addition this would help us prove up on our claim and provide for more accurate and informed planning of further action and activity on our part.

Unless unforeseen circumstances arise, an upon receiving the approval from the U.S. Forest Service, equipment would be moved in and the reclamation would commence on August 19, 2000, and continue through August 26, 2000. Attached is a description of the proposed reclamation of the Pole Creek Sinks Area.

Please contact us if this proposal meets with your approval or if you have any questions on comments.

Sincerely,



Linda Muir

APPROVED
JUL 17 2007
DIV. OIL GAS & MINING

Pole Creek Sinks Reclamation Proposal

Slope Descriptions: Moving clockwise, beginning at Slope #1.

Slope #1 - large vertical wall or cliff face

Slope #2 - steep slope with old roadway descending into sink area

Slope #3 - steep to moderate slope with new excavations and roadway

Slope #4 - rocky creek bottom with creek descending into sink area

General Reclamation Proposal:

We feel it would benefit the overall natural setting of the sinks area, and our interests if we restored the immediate disturbed area around the sinks to as close to the original natural topography as possible. Because of all the different excavations that have been conducted in the past by different parties or individuals, it is difficult to determine what the sinks area originally looked like. This reclamation would improve the overall appearance of the area and allow us to better determine a more effective course of action.

Specific Descriptions of Proposed Reclamation:

Beginning with slope #2, we would smooth out any existing roadways or excavations starting at the edge of Slope #1 or the edge cliff face, we would begin with a 1:1 contour of the hillside in a clock wise direction, eventually ending up with a 2:1 slope. Every effort would be made to leave all existing large trees and current ground cover undisturbed for better erosional control. Continuing on in a clockwise direction on slope #3, we would continue the smoothing out of excavations on this hillside and and restore it to its proper slope grade of 2:1 to 2 1/2:1 to 3:1 slope. From the rock wall the the hillside Slopes #2 and #3 would go from a steep 1:1 next to the wall to a more flat 3:1 slope on side of Slope #3 farthest from the cliff edge, moving in a clockwise direction. In addition, a singnificant amount of rock and dirt has accumulated in the bottom of the sink area. Therefore, in order to restore the bottom of the sink area to its original topography, it will require the removal of approximately fifteen feet of rock and dirt from the bottom of the sink. This action would restore the bottom of the sink area to its original level or elevation. This accumulation of rock and dirt in the bottom will be moved up on the hillsides to help restore them to their natural slope ratio. A four foot wide path would be constructed which would angle down from the top of the sink rim near the parking area across slopes #2 and #3 to the bottom of the sink area. Since no changes have been made to Slope #4 or the stream bed coming down into the sink area, we would leave this as it currently appears.

APPROVED

JUL 17 2007

DIV. OIL GAS & MINING



RASMUSSEN LAKES



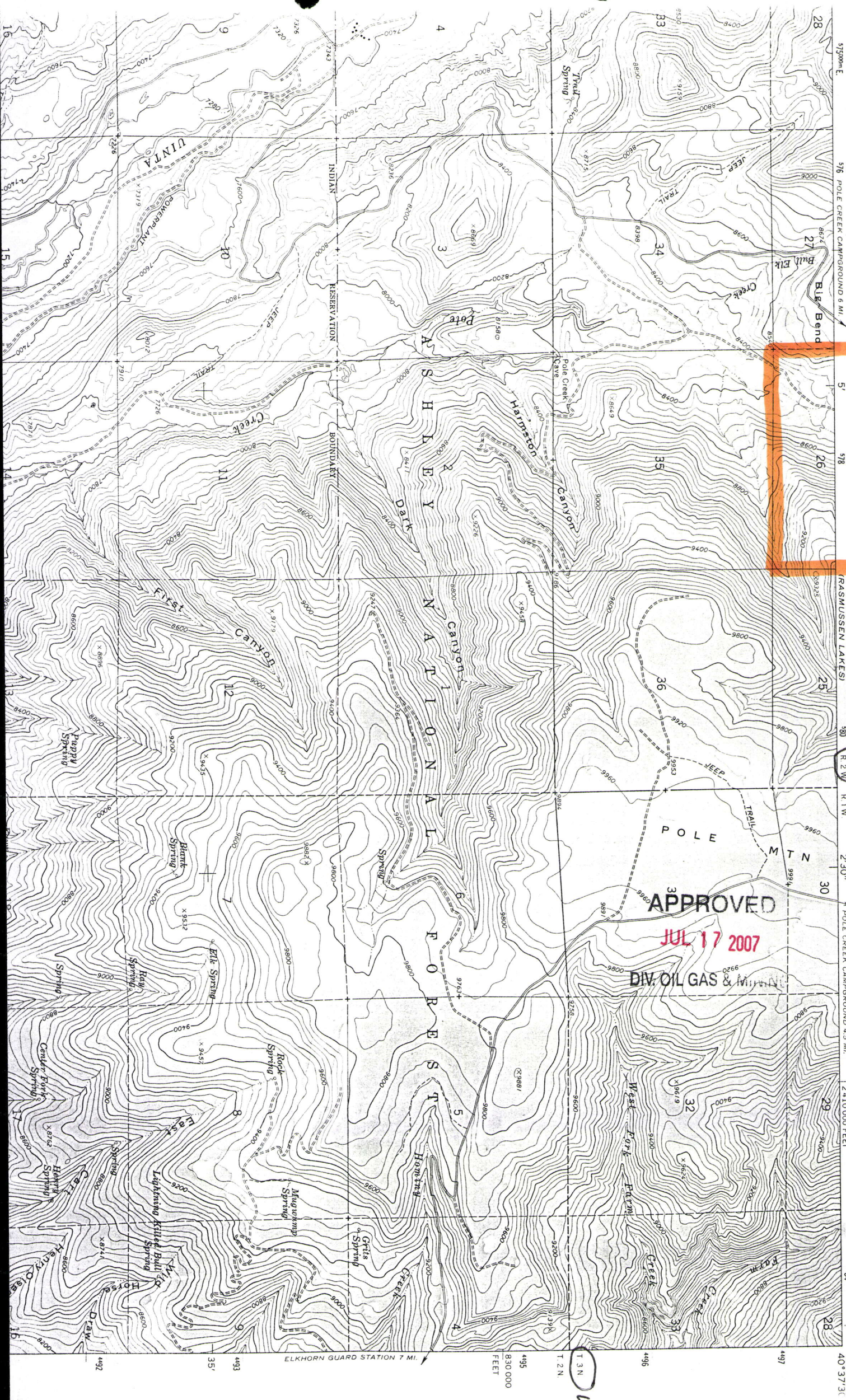
APPROVED
JUL 17 2007
DIV. OIL GAS & MINING

Rasmussen Lakes
quadr

30" 16°07'30"N
575 576 2 390 000 FEET
578
580
2'30" 101°13'00"W
T3N

POLE CREEK CAVE QUAD

OF THE INTERIOR
SICAL SURVEY



APPROVED

JUL 17 2007

DIV. OIL GAS & MINING

Pole Creek Cave
Quad

E/013/002

POLE CREEK CAVE QUADRAIN
UTAH-DUCESNE CO.
7.5 MINUTE SERIES (TOPOGRAPHIC)

(PARAD)

T 3 N

W 8 M

830000
FEET

ELKHORN GUARD STATION 7 MI.

110°00'
40°37'30"

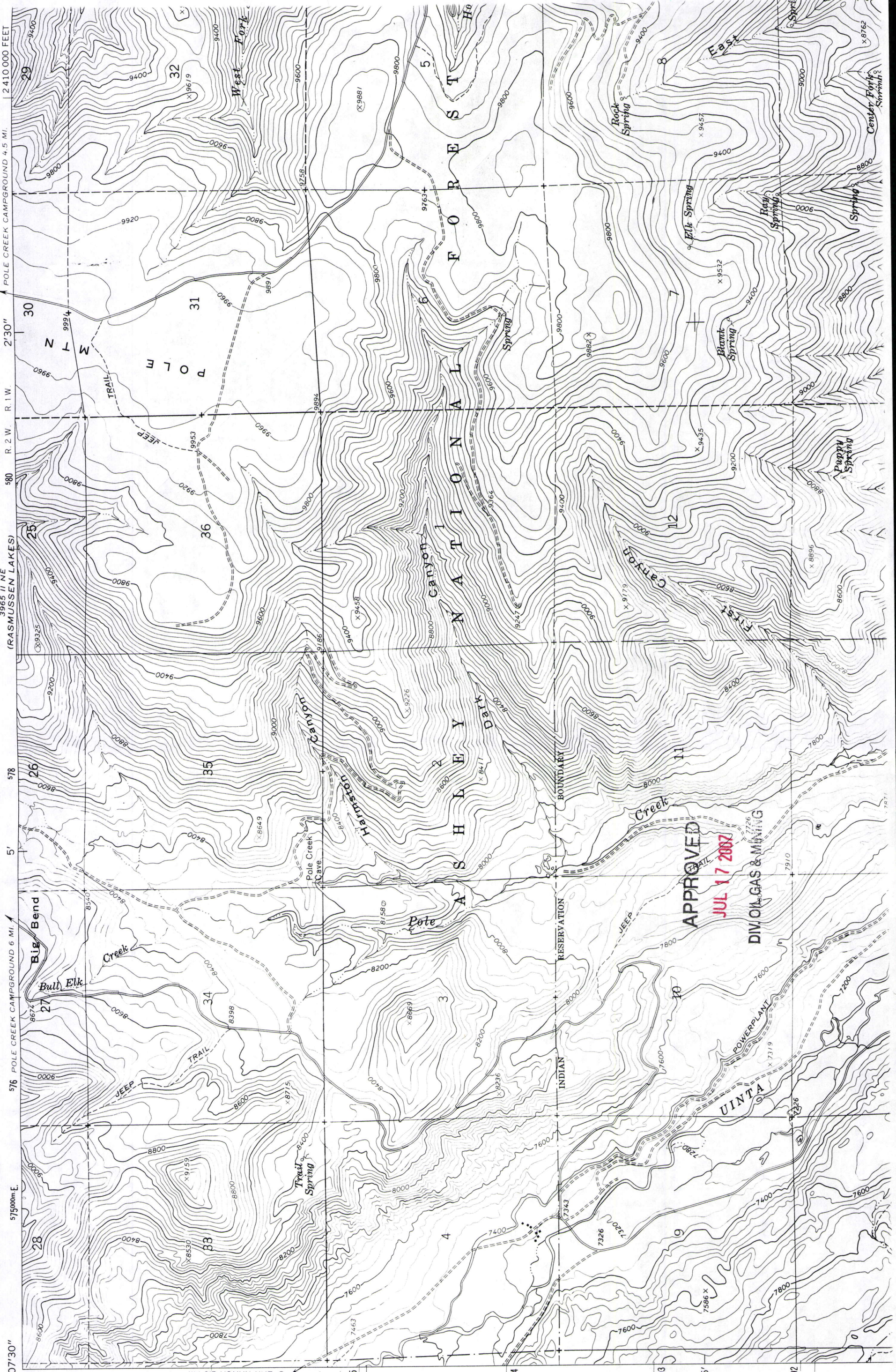
3965 II NW
(BOLLIE LAKE)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

POLE CREEK CANYON
QUAD
POLE CREEK
UTA
7.5 MINUT

110°07'30"
40°37'30"

E/013/002
GORDEN HOGUE
CLARK
HOGUE
T3N R2W UTM
SEC 26



APPROVED
JUL 17 2007

DIVISION OF OIL GAS & MINING



Maped by the U. S. Forest Service
Edited and published by the Geological Survey
Control by USGS, USC&GS, and USFS
Topography by photogrammetric methods from aerial
photographs taken 1962. Field checked by USGS 1965
Polyconic projection. 1927 North American datum
10,000-foot grid based on Utah coordinate system,
central zone
1000-meter Universal Transverse Mercator grid ticks,
zone 12 shown in blue

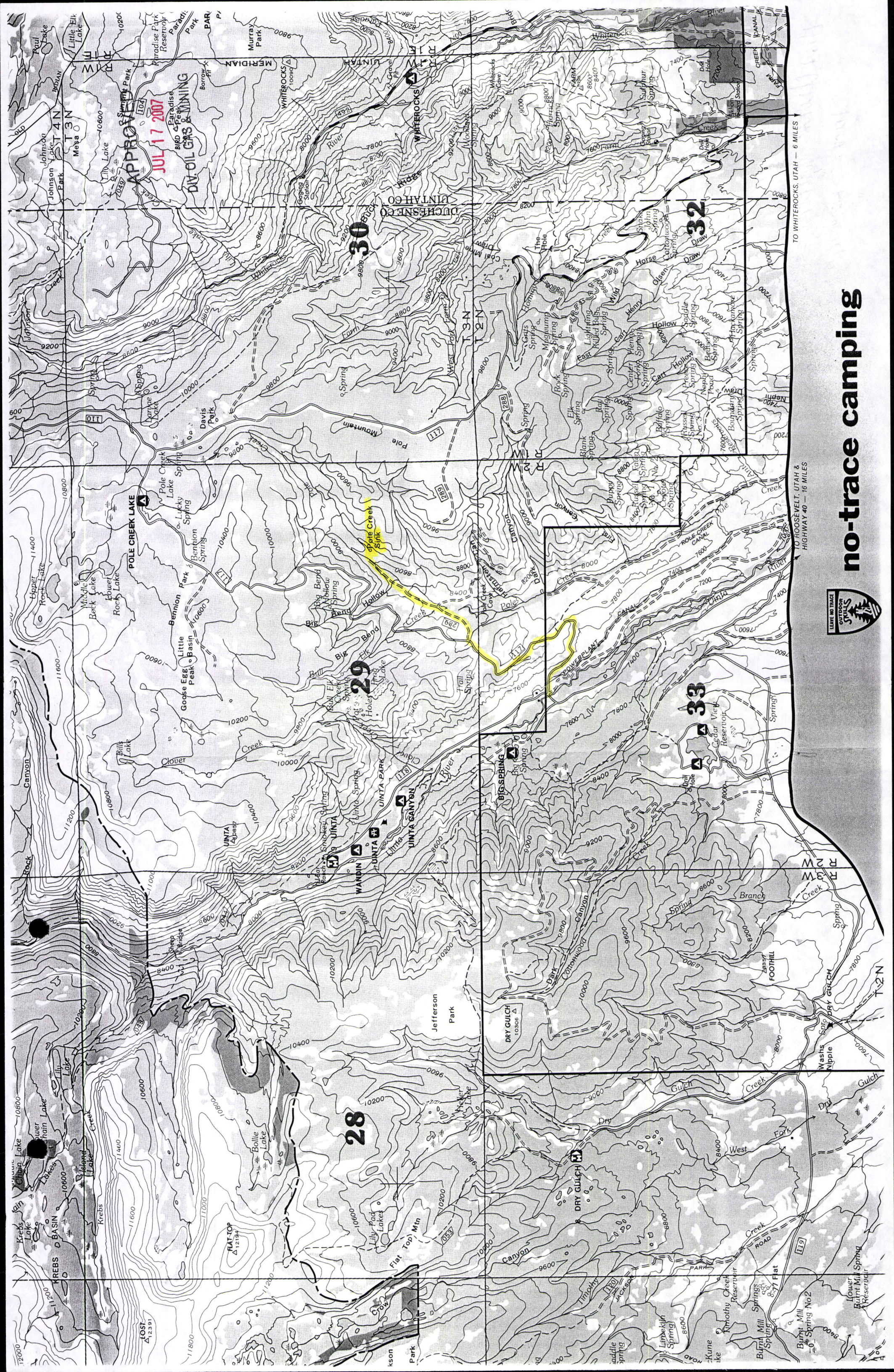
APPROVED
JUL 17 2007
DIV. OIL GAS & MINING

1 MILE
1 KILOMETER
CONTOUR INTERVAL 40 FEET
DATUM IS MEAN SEA LEVEL

UTAH

ROAD CLASSIFICATION
Light-duty
Unim

RASMUSSEN LAKE QUAD
E/013/002
GOLDEN PHOENIX CLAMS
LINDA MAIR
TSM RZW USM
SEC 26



APPROVED
JUL 17 2007
DIV. OIL GAS & MINING



no-trace camping

TO ROOSEVELT, UTAH &
HIGHWAY 40 — 16 MILES

TO WHITEROCKS, UTAH — 6 MILES

GEA 0137
10/11/02

E/013/002

LINDA MAIR - GORDEL PRODUX CATHAS

ACRES MAP

HIGH ALTIMTS WINDERS - EAST HALF MAP

10000 = 2 KILOMETERS